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In re Application of  
Werner, Carl Edward  
Application No. 10/767,785  
Filed: January 29, 2004  
Attorney Docket No. 2003-0210

OFFICE OF PETITIONS

ON PETITION

This is a decision on the petition under 37 C.F.R. § 1.137(b), filed December 16, 2008, to revive the above-identified application.

The petition is **GRANTED**.

The petition satisfies the requirements of 37 CFR 1.137(b) in that petitioner has supplied (1) the reply in the form of a Notice of Appeal and fee, (2) the petition fee, and (3) a proper statement of unintentional delay.

There is no indication that the person signing the instant petition was ever given a power of attorney or authorization of agent to prosecute the above-identified application. If the person signing the instant petition desires to receive future correspondence regarding this application, the appropriate power of attorney or authorization of agent must be submitted. While a courtesy copy of this decision is being mailed to the person signing the instant petition, all future correspondence will be directed solely to the address currently of record until such time as appropriate instructions are received to the contrary.

Normally, a two-month time for filing the Appeal Brief would run from the date of this decision. However, in view of an Appeal Brief being submitted on February 13, 2009, this matter is being referred to Technology Center AU 2455 for further processing.

Telephone inquiries concerning this decision should be directed to the undersigned at (571) 272-3206.

Liana Walsh  
Petitions Examiner  
Office of Petitions

cc: WENDY W. KOB  
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